IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.5865 OF 2005

Shri Bhogilal Walchand Shah .. Applicant.
Vs.
State of Maharashtra .. Respondent.

None for the applicant.
Mrs.M.H.Mhatre A.P.P. for the State.

CORAM : D.B.BHOSALE, J.

DATED : 15TH JUNE, 2006

P.C.:

. Heard learned A.P.P. for the State.

2. It appears that the applicant had applied for permanent exemption which had been rejected by the learned Magistrate vide order dated 7.6.2005 and hence he filed the present application for quashing of the complaint and in the alternative prayed for grant of permanent exemption during the trial. In view of the judgment of this court in **Bhaskar Sen Vs. State of Maharashtra and Others 2005 All Maharashtra Law Reporter (Criminal) 634**, it is open for the applicant to apply for the exemption afresh. If such application is filed the learned Magistrate shall pass appropriate orders keeping in view the aforesaid judgment. The application is, accordingly, disposed of.

(D.B.Bhosale, J.)